

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

METRO CONTAINER GROUP,
Plaintiff

v.

AC&T CO., INC., *et al.*,
Defendants

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CIVIL ACTION

No. 18-3623

ORDER

AND NOW, this 8th day of June, 2020, upon consideration of Defendant D&B Express, Inc.'s Motion for Reconsideration (Doc. No. 2052), the Response in Opposition (Doc. No. 2062), and the Reply in Support (Doc. No. 2068), it is **ORDERED** that the Motion (Doc. No. 2052) is **GRANTED**, for the reasons set forth in the accompanying Memorandum, as follows:

1. The Court's partial denial of D&B Express' Motion to Dismiss in its March 27, 2020 Memorandum (Doc. No. 2043) and accompanying Order (Doc. No. 2046) is **VACATED**;
2. D&B Express' Motion to Dismiss (Doc. No. 1403) is **GRANTED**;
3. The remaining Counts II and III in the Amended Complaint (Doc. No. 664) against D&B Express are **DISMISSED WITH PREJUDICE**; and
4. The claims against D&B Express in the Second Amended Complaint (Doc. No. 2067) are **STRICKEN**.

BY THE COURT:



GENE E.K. PRATTER

UNITED STATES DISTRICT JUDGE